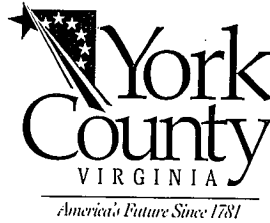


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December 7, 2009

Lewis Stratton
206 Mastin Avenue
Yorktown, VA 23696

RE: York County Wetlands Application 09-60; VMRC 09-1652

Dear Mr. Stratton:

On November 16, 2009, we received your application to construct approximately 60-feet of riprap revetment at 206 Mastin Avenue along the shoreline of a manmade canal off of Chisman Creek. The riprap revetment WILL require a wetlands permit and Chesapeake Bay Preservation Act approval. A Land Disturbing Activity (LDA) permit may also be required depending upon the square footage of anticipated disturbed area.

The next York County Wetlands Board public hearing is scheduled for 6:00 p.m. on Thursday, January 14, 2010. The hearing will be held in the East Room on the first floor of York Hall at 301 Main Street in Yorktown's historical area. According to §23.1-7(c) of the County Code, a nonrefundable-filing fee of \$150.00 is required to cover the cost of advertising and processing. **This fee must be paid by December 21, 2009 for your application to be considered for the January 14, 2010 hearing.** Please submit payment to this office as soon as possible, either in person or by mail. The check should be made payable to "Treasurer, County of York."

The following items concerning your application must be clarified prior to forwarding the application to the Board and for CBPA review:

WETLANDS REVIEW:

1. **Two** tie-down distances are required to the endpoints of the riprap for pre and post construction verification. The distances may be measured from the house, trees or other permanent features and must be to the channelward edge of the riprap.
2. The location of the riprap must be staked. The stakes must remain in place for photographs and be sufficient in number for the Board to determine the impact to the wetlands.

3. In addition to the benchmarks, please show mean low and high water on the plan view drawing.

LAND DISTURBING ACTIVITY PERMIT REVIEW:

1. **Please estimate the amount of area outside of wetlands that will be disturbed for construction and note it on the plan.** The estimated area should include the construction zone. If the disturbed area will be greater than 2,500 square feet, then an Erosion and Sediment Control Plan must be prepared and a Land Disturbing Activity (LDA) permit acquired. The erosion and sediment control plan must, at the least, show silt fence, construction entrance and seeding. Please contact Joseph Brogan at 890-3752 for information regarding LDA permits.
2. The Virginia Department of Conservation and Recreation requires a Stormwater VSMP permit in addition to a York County Land Disturbing Activity permit for any project disturbing greater than 2,500 square feet. Please contact DCR in Richmond for additional information or go to www.dcr.virginia.gov (VSMP Permitting)

CHESAPEAKE BAY REVIEW:

1. The enclosed Water Quality Impact Assessment (WQIA) must be completed and submitted. A goal of the CBPA regulations is to minimize land disturbance and tree removal in the 100-foot buffer along the shoreline. Accordingly, construction activity must be limited to a 20-foot strip landward of the riprap and a single 15-foot wide construction access way. The plan must be revised to depict the construction access and the construction zone.

Please submit the \$150.00 fee, the WQIA, revised drawings and have the project staked by December 21, 2009 in order for this application to be heard at the January 14, 2010 public hearing. A site visit by Staff is scheduled for December 22, 2009 and the Board site visit is scheduled for the afternoon of Wednesday, January 6, 2010. You will get a Site Inspection Schedule with the time of the Board visit by December 30, 2009. If you have any questions, please contact me at 890-3538 as soon as possible.

Sincerely,



Anna Maria Drake
Manager of Environmental Programs

Enclosures: Shoreline WQIA

Copy to: Bob Winstead, Agent
Wetlands Board & File
VIMS Wetlands Program
Randy Owen, VMRC